

REMARKS**Specification and Drawings**

The amendments made under the headings "Specification" and "Claim Objections" have been made. Revised drawings Figs, 1-6 are also filed herewith to deal with the drawings objection.

Claim Objections under 35 USC § 112

In connection with claim 1, antecedent basis has been provided for the phrase "actual network performance", "each user", "the path", "the ingress router" and "the network ingress". It is noted that antecedent basis for "the respective difference value" is found in step (d) (ii).

It is believed that these amendments deal with most of the objections to claim 4. It is noted that "allocated resource share values" finds its antecedent in claim 1 step (d) (xi).

It is believed that these amendments deal with most of the objections to claim 4. It is noted that "allocated resource share values" finds its antecedent in claim 1 step (d) (xi) and claim 4 step (e).

In connection with claim 5, "the set point value" is provided with an antecedent in claim 1 step (b) and "the price values" is provided with an antecedent in claim 1 (c).

Similar amendments have been made to the remaining independent claims and similar comments apply to those claims as to those noted above. It is believed that the section 112 objections have been met in full.

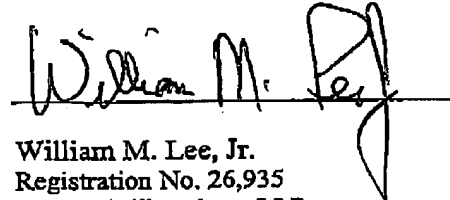
Claim Rejections 35 USC § 102

This rejection is moot in view of cancellation of claims 13 through 15.

It is noted that the currently pending claims have not been rejected on the basis of prior art. Accordingly it is believed that the application is now fully in order and allowance is respectfully solicited.

Respectfully submitted,

Dated: September 20, 2004

A handwritten signature in black ink, appearing to read "William M. Lee, Jr.", is written over a horizontal line. The signature is stylized with a large, looped "L" and a distinct "Jr." at the end.

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